

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

TARVIE GILBERT, JR.,)	
)	
<i>Plaintiff,</i>)	
v.)	No. 1:05-cv-99
)	<i>Edgar</i>
CHOO-CHOO PARTNERS II, LLC,)	
CHOO-CHOO PARTNERS, L.P., and,)	
HOLIDAY HOSPITALITY CORPORATION,)	
)	
<i>Defendants.</i>)	

ORDER

In accordance with the accompanying memorandum, Gilbert's motion to amend his complaint and remand this action to Tennessee state court is **GRANTED IN PART** and **DENIED IN PART**. [Doc. No. 6]. Specifically, Gilbert's motion to amend his complaint to properly identify Holiday Hospitality Corporation as a citizen of Georgia is **GRANTED**. However, Gilbert's motion to remand this action to Tennessee state court is **DENIED**. This Court retains jurisdiction of Gilbert's action.

SO ORDERED.

ENTER this *26th day of May, 2005*.

/s/ R. Allan Edgar
R. ALLAN EDGAR
CHIEF UNITED STATES DISTRICT JUDGE